IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINETH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10763 of 2004

Between:
Maha Lakshmi Recreation Club, (Regd. No. 2635), at 7-1-621/289, CC.Classic, Sanjeevareddy Nagar, Hyd, rep. by its Vice President Sri P. Prasanth, S/o. Pawdhari, R/o. 10-1-452/1, West Marredpally, Secunderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad.
2 The Dy. Commissioner of Police, West Zone, Hyd.
3 The Asst. Commissioner of Police, Panjagutta, Hyd.
4 The Station House Officer, P.S., Sanjeevareddy Nagar, Hyderabad.
5 The Addl. Dy. Commissioner of Police, Task Force, Hyd.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, particularly one in the nature of writ of Mandamus , declaring the illegal interference of the respondents in the lawful activities of the writ petitioner as illegal, improper, unsustainable, against to Article 21 of the Constitution of India as well as against to the provisions of Principles of Natural Justice, while issuing a consequential direction to the respondents not to interfere with the lawful activities of the writ petitioner, it's members and their guests, viz., playing Chess , Carroms, Table Tennise, playing cards (13-cards Rummy with syndicate), maintaining Gym and library, and other skill games, as per Bye Laws.

Counsel for the Petitioner: MR.MALIPEDDI SRINIVAS REDDY

Counsel for the Respondents: GP FOR HOME

The Court made the following:

ORDER:

This writ petition is filed by the petitioner-Club aggrieved by the action of the respondents in interfering with its lawful activities such as playing chess, caroms, table tennis, playing cards (13-cards Rummy with syndicate), library, Gym and other skill games, by its members and other guests.

2. At the time of hearing, it is represented that the matter is covered by a judgment of this Court reported in *TWIN CITIES CINEMA CULTURAL CENTRE vs COMMISSIONER OF POLICE, ANDHRA PRADESH, HYDERABAD AND OTHERS (W.A.No.1167 of 2002)*[1] and therefore, sought for similar order.

3. Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

4. In the above referred case, a Division Bench of this Court passed the following order:

> "…..the police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ

petitioner's cultural center are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the police may enter the club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered. The writ appeal is disposed of accordingly."

5. Following the said order, the writ petition is also disposed of in the same terms.

_____

29.06.2004

VGB

To

1 The Commissioner of Police, Hyderabad.
2 The Deputy Commissioner of Police, West Zone, Hyderabad.
3 The Assistant Commissioner of Police, Panjagutta, Hyderabad.
4 The Station House Officer, P.S., Sanjeevareddy Nagar, Hyderabad.
5 The Addl. Deputy Commissioner of Police, Task Force, Hyderabad

6 Two CCs to the Government Pleader for Home, High Court Buildings, Hyderabad. (OUT)
7 Two CD copies.

---

[1] 2002 (5) ALT 805